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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/802,381 Confirmation No. 2839
Applicant : CARRUTHERS et al.
Filed : March 17, 2004
Title : COSMETIC USE OF BOTULINUM TOXIN FOR TREATMENT OF
DOWNTURNED MOUTH

TC/A.U. : 1600/1654
Examiner : RUSSEL, J.E.

Docket No. : D-3127RE
Customer No. : 33197

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted via facsimile to Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, to fax number 703-872-9306, on the date indicated below.

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 18, 2005
Janet McTra

AMENDMENT AND PETITION FOR ONE-MONTH EXTENSION OF TIME

Sir:

This response is being submitted in reply to the Office Action of September 16, 2004. A response was due December 16, 2004. Applicant hereby petitions for a one-month extension of time. A response with a one-month extension of time was due January 16, 2005, but since January 16 was a Sunday and since January 17 was a federal holiday, this response is being submitted the next succeeding business day. The Commissioner is hereby authorized to charge the extension of time fee (\$120.00) to Deposit Account No. 13-5135. Accordingly, this response is being timely filed. In response to the Office Action, please amend the above-identified application as follows: